

Docket No.: 05986/100B615-US2

(PATENT)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Elizabeth Nardin et al.

Application No.: 10/716,189

Filed: November 17, 2003

For: UNIVERSAL T-CELL EPITOPES FOR ANTI-

MALARIAL VACCINES

Confirmation No.: 5841

Art Unit: 1641

Examiner: Not Yet Assigned

#### RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

MS Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted mailed May 31, 2005, Applicant respectfully submits the Filing Fee for the Application (as shown on accompanying Fee Transmittal), and Part 2 Copy of Notice. The Sequence Listing Transmittal and Statement Under 37 C.F.R. 1.821(e) was faxed to Marian D. Hines of the United States Patent and Trademark Office on May 19, 2005. Enclosed please find copies of our fax transmission and Statement as filed.

Application No.: 10/716,189 2 Docket No.: 05986/100B615-US2

Our check in the amount of \$565.00 covering the fee set forth in 37 CFR 1.16(f), 1.16(a)(1), 1.16(k), and 1.16(o) is enclosed. The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: July 28, 2005

Respectfully submitted

Irina E. Vainberg, Ph.D.

Registration No.: 48,008

DARBY & DARBY P.C.

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New York, New York 10150-5257

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Attorneys/Agents For Applicant

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Effective on					mplete if Know			
Effective on 12/08/2004.  Pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).			Application Number 10/716,189-0			onf. #5841		
FEE TRANSMITTAL					November 17, 2003			
			First Named Inventor		Elizabeth Nardin			
For FY 2005			Examiner Name Not Ye		Not Yet Assign	ot Yet Assigned		
X Applicant claims small entity status. See 37 CFR 1.27			Art Unit 1641		1641	341		
TOTAL AMOUNT OF PAYMENT (\$) 565.00			Attorney Docke	et No.	05986/100B615-US2			
METHOD OF PAYMENT (check all that apply)								
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X Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17								
FEE CALCULATION								
1. BASIC FILING, SEARCH, AND EXAMINATION FEES								
	FILING F	EES SE	ARCH FEES		NATION FEES			
Application Type		ee (\$) Fee (\$	Small Entity (S) Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fees Pa	id (\$)	
Utility	300	150 500	250	200	100 500.00			
Design	200	100 100	50	130	65	-		
Plant	200	100 300	150	160	80			
Reissue	300	150 500	250	600	300			
Provisional	200	100 0	0	0	0			
2. EXCESS CLAIM FEES						<u>S</u>	mall Entity	
Fee Description						Fee (\$)	Fee (\$)	
Each claim over 20 (including	•					50	25	
Each independent claim over 3 (including Reissues)						200	100	
Multiple dependent claims						360	180	
Total Claims Extra Cla	Paid (\$)	<u> </u>	Multiple Depende	ent Claims				
20 =	×	_ =		<u>F</u>	<u>Fee (\$)</u> <u>F</u>	Fee Paid (\$)		
Indep. Claims Extra Clai	ims Fee	\$) Fee	Paid (\$)		<del></del> -			
33=	x							
3. APPLICATION SIZE FEE								
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).								
Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)								
- 100 = 4. OTHER FEE(S)	/50		_ (round <b>up</b> to a wh	nole number	) × =	Fees Pa	aid (\$)	
Non-English Specification, \$130 fee (no small entity discount)								
Other (e.g., late filing surcharge): 2051 Surcharge-Late filing fee 65.00							00	
SUBMITTED BY	1//.							

Registration No. (Attorney/Agent) (212) 527-7634 July 38, 2005 Signature 48,008 Telephone MARIE COLLAZO 44085 Name (Print(Type) Irina E. Vainberg, Ph.D. Date

07-15-05



07278

#### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Dev. 1450

P.O. Box 1450 Alexandria, Virginia 22313-1450

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/716,189

DARBY & DARBY P.C.

NEW YORK, NY 10150-5

P. O. BOX 5257

11/17/2003

Elizabeth Nardin

05986/100B615-US2

CONFIRMATION NO. 5841

**FORMALITIES LETTER** 

\*OC000000016161430\*

Date Mailed: 05/31/2005

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

07/15/2005 SSITHIB1 00000205 10716189

01 FC:2011 150.00 OP 02 FC:2111 250.00 OP

03 FC:2311 100.00 OP 04 FC:2051 65.00 OP Filing Date Granted

#### **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.

  Applicant must submit \$ 395 to complete the basic filing fee for a small entity.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(f) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

To Download Patentin Software, visit http://www.uspto.gov/web/patents/software.htm For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday,
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

#### SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$460 for a Small Entity

• \$395 Statutory basic filing fee.

• \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Ma

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Commissioner for Patents

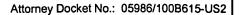
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Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Office of Initial Patent Examination (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE





I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. **EV 441164680 US** in an envelope addressed to:

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on July 14, 2005

Date

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Judy Ye	
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Fee Transmittal (1 page)

Sequence Listing Transmittal (2 pages) & Fax transmission

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# FAX TRANSMISSION

DATE:

May 19, 2005

PTO IDENTIFIER:

**Application Number** 

10/716,189

**Patent Number** 

Inventor: Elizabeth Nardin et al.

**MESSAGE TO:** 

US Patent and Trademark Office/Marian D. Hines

**FAX NUMBER:** 

(703) 305-9822

FROM:

DARBY & DARBY P.C.

Inna E. Vainberg, Ph.D.

PHONE:

(212) 527-7634

Attorney Dkt. #:

05986/100B615-US2

PAGES (Including Cover Sheet):

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CONTENTS:

Certificate of Transmission (1 page)

Sequence Listing Transmittal and Statement under 37 C.F.R. 1.821(e) (2 pages)

Paper Copy of Sequence Listing (3 pages)

Pursuant to your request, attached please find Sequence Listing Transmittal and Statement and paper copy of Sequence Listing.

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# FAX TRANSMISSION

**DATE:** May 19, 2005

PTO IDENTIFIER: Application Number 10/716,189

**Patent Number** 

Inventor: Elizabeth Nardin et al.

MESSAGE TO: US Patent and Trademark Office/Marian D. Hines

**FAX NUMBER:** (703) 305-9822

FROM: DARBY & DARBY P.C.

Irina E. Vainberg, Ph.D.

**PHONE:** (212) 527-7634

Attorney Dkt. #: 05986/100B615-US2

PAGES (Including Cover Sheet): 7

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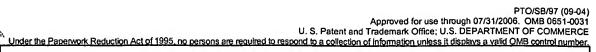
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#### DARBY & DARBY P.C.

P.O. Box 5257, New York, New York 10150-5257 Telephone: (212) 527-7700 Facsimile: (212) 527-7701





Application No. (if known): 10/716,189

Attorney Docket No.: 05986/100B615-US2

## Certificate of Transmission under 37 CFR 1.8

on	May 19, 2005 .	
	Date	
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		and -
	Sign	ature (
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		nberg, Ph.D.
	Typed or printed name of	person signing Certificate
48,008		(212) 527-7634
Registration Number, if applicable		Telephone Number

Sequence Listing Transmittal and Statement under 37 C.F.R. 1.821(e)

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